IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO. 1398 OF 2004
IN
SECOND APPEAL (ST) NO. 10703 OF 2001

Office Notes, Office Memoranda of of Coram, appearances, Court's orders and Registrar's orders : Court's or Judge's orders

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Shri Milind Deshmukh for the applicants.

CORAM: P.V. KAKADE, J.
DATED: 10TH SEPT., 2004

P.C.:

1. Heard.

2. This is an application for setting aside the order dated 9.4.2003 passed by the Additional Registrar, High Court, (A.S.) Bombay, in the second appeal. The order was for the purpose of removal of objection within time. The objection was raised because it was found that respondent No.1 was dead and C.A. for bringing his legal heirs was not filed. Now, the learned advocate for the applicant submits that he intends to delete the name of respondent No.1 and prosecute the appeal. In view of this position, the application is made absolute in terms of prayer clause (a) and stands disposed of. The name of the respondent No.1 stands deleted from the appeal. Necessary steps be taken as per the Rules.

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